

Olmstead Executive Committee Meeting
June 5, 2015
3:00 p.m. – 4:00 p.m.

I. Call to Order

Action: N/A

The meeting was called to order at 3:00 p.m. by Chair Mary Tingerthal.

II. Roll Call to Establish Quorum

Action:N/A.

Committee members present: Mary Tingerthal (Minnesota Housing), Lucinda Jesson (DHS), Jeremy Hanson-Willis (DEED).

Subcabinet members present: Kevin Lindsey, MDHR; Colleen Wieck, MN Governor's Council on Developmental Disabilities.

Guests present: John Grobee, member of public; David Sherwood Gabrielson, Karen Sullivan Hook, Jennifer DeCubellis, DEED; Ralph Brown and Lisa Hermanson, MAD; Stephanie Lenartz, MDH; Kristin Jorenby, Olmstead Implementation Office; Lori Morrow, Paradigm Reporting and Captioning.

On Phone: Jim Clapper, Carol Lindsay, John Goodman, Naomi Rettke, Darlene Zangara, Christine Schaffer, Trish Huffman, Jeanette Carole, and Mike Tessneer.

III. Welcome and Meeting Purpose

Action: N/A.

Chair Tingerthal stated that the purpose of the meeting was to prepare for the June 8, 2015 Olmstead Subcabinet Meeting.

IV. Review and Approval of Agenda

Action: Motion - Lucinda Jesson. Second – Jeremy Hanson-Willis.
Favor - All.

The June 5, 2015 meeting agenda was approved with no changes.

V. Approval of May 20, 2015 Executive Committee Meeting Minutes.

Action: Motion - Lucinda Jesson. Second – Jeremy Hanson-Willis.
Favor - All.

The May 20, 2015 meeting minutes were approved as written.

VI. Preparation Planning for Subcabinet Meeting Monday, June 8, 2015

Action: N/A.

Chair Tingerthal reported at the May 20, 2015 Executive Committee Meeting, staff established procedures and guidelines for the revision of the Olmstead Plan as was directed by the court. Since then, there have been many working groups using the procedures adopted by the executive committee.

Recently, staff met with the attorney for the Jensen case, the Attorney General, and DHS legal representatives. The court signaled it interested in bringing the parties together to successfully complete the revision of the Olmstead Plan in a way that the court can approve it. A proposed series of meetings will be conducted by Magistrate Judge Thorson. These meetings will allow all parties to exchange information under the Jensen Settlement and the Olmstead Plan, in a way that the information can be helpful and of use moving forward. The court set a deadline of July 10, 2015 for Plan revisions.

Assistant Commissioner Jennifer DeCubellis, Department of Human Services, reported that subgroups and executive responsibilities had been assigned at an executive committee meeting. All agency staff is focused on review of the overall Plan goals and simplifying the language. Roles and responsibilities have been identified and assigned to eight groups who meet daily to define baseline measures and reformulate focused goals. After receiving public, stakeholder, and the court's feedback, the focus will change to individual work plans for each action item in the Plan. In response to a question from Commissioner Jesson, Ms. DeCubellis clarified that the 200 or more process items from the previous plan had been rolled into 30 to 40 outcome focused goals and those goals would be included in the July 10 Plan revision. Following court approval of those goals, the teams are prepared to quickly complete workplans.

Ms. Colleen Wieck of the Subcabinet requested that Commissioner Jesson to explain the significance of the Amicus Brief that the Minnesota Disability Law Center had provided to the Court, as well as their presentation at the June 8 Subcabinet meeting. Commissioner Jesson responded that the Center has concerns with the original plan that was rejected by the court and it is important for the Subcabinet to hear the Center's perspective and look at what other states have done and what the Department of Justice has approved. Ms. DeCubellis added that her understanding was that the presentation would be used to provide the Subcabinet with clarity about what the Center saw and did not see in the plan and to listen and understand the Center's concerns.

It was determined that a copy of the legal framework, revision timelines, and an opportunity for public comment would be added to the June 8 Subcabinet agenda.

The June 8 meeting would also include interagency topic area sponsor updates, checklists and goals.

The team agreed another Subcabinet meeting should be scheduled late June or early July, with the purpose of adopting the overall goals. The Executive Committee would meet to approve the overall written Plan before it is submitted to the court on July 10, 2015.

Commissioner Kevin Lindsey, Minnesota Department of Human Rights, requested clarity on the dispute resolution process as it relates to restraints within school districts, and any other issues pending before the federal court. Commissioner Lindsey agreed to meet with Chair Tingerthal separately and to report back to the subcabinet, if necessary.

Karen Sullivan Hook was introduced to the Executive Committee. Ms. Sullivan Hook will replace Beth Sullivan as DHS counsel and a transition period has been planned where the two will work together prior to Ms. Sullivan's role is concluded.

VII. Adjourn

**Action: Motion - Jeremy Hanson-Willis. Second – Lucinda Jesson.
Favor - All.**

The Executive Committee meeting was adjourned at 3:48 p.m.

Next Executive Committee Meeting: Late June/Early July